

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK (BROOKLYN)**

In re:

657-665 5<sup>TH</sup> AVENUE LLC,

Debtor.

Chapter 11

Case No. 19-45884 (CEC)

**ORDER GRANTING MOTION OF PORTFOLIO  
ACQUISITION 4 2017, LLC FOR RELIEF FROM THE  
AUTOMATIC STAY PURSUANT TO 11 U.S.C. §§ 362(d)(1) AND 362(D)(3)**

This matter having come before this Court upon the *Motion of Portfolio Acquisition 4 2017, LLC for Relief from the Automatic Stay Pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(3)* (the “**Motion**”) <sup>1</sup>, filed by Portfolio Acquisition 4 2017, LLC, due notice having been given, all objections having been resolved or overruled, *the Court having conducted a hearing on the Motion on March 11, 2020, (CEC)* and after full consideration of the issues, it is hereby ordered that:

1. The Motion is granted.
2. Portfolio Acquisition 4 2017, LLC ~~(the “Lender”)~~, (CEC) its successors and/or assigns, is granted relief from the automatic stay to exercise its rights and remedies ~~under its agreements with 657-665 5<sup>th</sup> Avenue LLC (the “Debtor”) and~~ (CEC) under applicable law, ~~including, (i) exercising its rights under its agreements with the Debtor and under applicable law, including, without limitation, pursuing the Litigation to conclusion and conducting a foreclosure~~

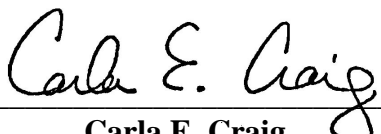
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<sup>1</sup> All capitalized term used herein and not otherwise defined herein shall have the meanings provided in the Motion.

~~sale of the Mortgaged Property, and taking any and all action as may be necessary and/or appropriate to obtain a judgment authorizing such foreclosure; (ii) making any protective advances provided for in the Mortgages and other Loan Documents that, in the Lender's sole and exclusive discretion, are necessary and/or appropriate to protect the value of the Lender's interest in the Mortgaged Property and prevent further waste; (iii) preserving its right to seek any deficiency to the extent permitted by state and federal law, including 11 U.S.C. § 524(a); and (iv) bringing such actions as are permissible by law to do so. (CEC)~~

**Dated: Brooklyn, New York  
March 18, 2020**



  
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**Carla E. Craig**  
**United States Bankruptcy Judge**